

Biden v. Byrne

C/A No. 2:23-cv-09430-SVW-PD

Plaintiff Robert Hunter Biden's Motion for Entry of Default Judgment

EXHIBIT D

(Declaration of Phillip D. Barber)

1 UNITED STATES DISTRICT COURT
2 CENTRAL DISTRICT OF CALIFORNIA
3 WESTERN DIVISION

4 ROBERT HUNTER BIDEN, an
individual,

Case No. 2:23-cv-09430-SVW-PD

5 Plaintiff,

6 vs.

7 PATRICK M. BYRNE, an individual,

8 Defendant.
9

10 **DECLARATION OF PHILLIP D. BARBER**

11 I, Phillip D. Barber, declare and state as follows:

12 1. I am counsel of record for Plaintiff Robert Hunter Biden (“Plaintiff”) in
13 the above-entitled action and am over the age of 18. I hereby submit this declaration
14 in support of Plaintiff’s Motion for a Default Judgment against Defendant Patrick M.
15 Byrne.
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17 2. In the above-captioned action, default was entered against Defendant
Patrick M. Byrne on October 8, 2025 (ECF No. 344).
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19 3. Default was entered as to the Complaint (ECF No. 1).

20 4. Defendant Byrne is not an infant or incompetent person.

21 5. The Servicemembers Civil Relief Act does not apply to Defendant
Byrne.
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23 6. Notice of the Motion for a Default Judgment is not required under Rule
24 55(b)(2) of the Federal Rules of Civil Procedure because Defendant Byrne has not
25 appeared personally or by representative. Defendant Byrne’s previous representatives
26 have been terminated without substitution of new counsel and Defendant Byrne has
27 refused to obey the Court’s orders to retain new counsel or appear personally.
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1 I declare under penalty of perjury under the laws of the United States of
2 America and the forgoing is true and correct. Executed on this 18th day of November
3 2025, at Columbia, South Carolina.

4
5 /s/ Phillip D. Barber
6 Phillip D. Barber
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